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**State Farm Insurance Company**

## UNITED STATES DISTRICT COURT

## DISTRICT OF NEVADA

ALAIN G. ABOU-HAIDAR, an individual,

Plaintiff,

Case No: 2:16-cv-00389-RFB-GWF

vs.

JOSHUA TEREILL SMITH, an individual;  
 DOES I through X; and ROE  
 CORPORATIONS I through X, inclusive,

Defendants.

STATE FARM INSURANCE COMPANY,

Intervenor/Defendant

**STIPULATION AND ORDER TO  
 DISMISS EXTRACONTRACTUAL  
 CLAIMS**

IT IS HEREBY STIPULATED by and between Plaintiff, Alain Abou-Haidar, by and through his attorney of record, Joshua A. Kunis, Esq. of the Maier Gutierrez Ayon, and Defendant, State Farm Insurance Company, by and through its attorney, Meredith L. Holmes, Esq., of the law firm of Dennett Winspear, LLP, that Plaintiff has agreed to dismiss with prejudice his extra-contractual (bad faith) claims, punitive damages, and any other claims involving claims outside of the contractual relationship between State Farm and Alain Abou-Haidar. Plaintiff was previously granted leave by the Nevada State Court to assert these claims, pursuant to a minute order granting Plaintiff's Motion for Leave to File First Amended Complaint, which was entered on January 27, 2016. Plaintiff agrees not to pursue any of the extracontractual claims

1 referenced in this minute order.

2 Both sides acknowledge that each side will bear their own attorneys' fees and costs as it  
3 relates to the litigation thus far completed, and that further orders and decisions shall be entered  
4 and effective through the Nevada State Court upon remand.

5 Dated: 1/26/17

Dated: 1/26/17

6 **MAIER GUTIERREZ AYON**

**DENNETT WINSPEAR, LLP**

7 By /s/ Joshua A. Kunis, Esq.

By /s/ Meredith L. Holmes, Esq.

8 Joseph A. Gutierrez, Esq.

Ryan L. Dennett, Esq.

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***Attorneys for Plaintiff,***

***Attorneys for Intervenor,***

***Alain Abou-Haidar***

***State Farm Mutual Automobile  
Insurance Company***

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13  
14 **ORDER**

15 Good Cause appearing therefore, **IT IS SO ORDERED.**

16  
17 DATED this 27th day of January, 2017.

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19 RICHARD F. BOULWARE, II  
20 United States District Court  
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